

HANCOCK COUNTY UTILITY AUTHORITY

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Monthly Board Meeting

July 8, 2009

The meeting was called to order by Director Pullman at 10:12 A. M.

Director Les Fillingame led the attendees in the Pledge of Allegiance and a moment of silent prayer.

Attendees:

Mr. Al Smith
Mr. Jack Cleveland
Mr. Rocky Pullman

Mr. Larry Ladner
Mr. Kevin Hill
Mayor Les Fillingame

Election of New Board Officers

Election was held to elect the new positions of Chairman and Vice-Chairman.

Director Jack Cleveland nominated Director Al Smith as Chairman, Director Smith declined the nomination, and there was no second. Director Ladner moved that Director Pullman become Chairman by acclamation, Director Hill seconded the motion; a role call vote was held with the results as follows:

Director Larry Ladner - Yea

Director Kevin Hill - Yea

Director Al Smith - Yea

Director Rocky Pullman - Abstained

Director Jack Cleveland - Abstained

Director Les Fillingame - Yes

Director Tommy Longo - Absent

Director Rocky Pullman will serve as Chairman for the Hancock County Utility Authority Board.

Director Pullman asked for recommendation for the position of Vice-Chairman. Director Al Smith nominated Director Jack Cleveland as Vice-Chairman, the nomination was seconded by Director Les Fillingame, a role call vote was held with the results as follows:

Director Jack Cleveland - Yea

Director Rocky Pullman - Yea

Director Al Smith - Yes

Director Les Fillingame - Yea

Director Larry Ladner - Yes

Director Kevin Hill - Yea

Director Tommy Longo - Absent

Director Jack Cleveland will serve as Vice-Chairman for the Hancock County Utility Authority Board.

Discussion: Director Ladner expressed concern about Diamondhead not being a participant, would that affect the legality of the Director Cleveland becoming Vice-Chairman, Attorney Artigues explained that statutorily Diamondhead is a participant and there is no reason Director Cleveland can't legally serve as Vice-Chairman.

Approval of Minutes

Motion was made by Director Ladner to approve the minutes from the June 23, 2009 Recess Board Meeting minutes, Director Hill seconded the motion; it was voted on and it carried unanimously.

Approval of Claims Docket with Additions

Motion was made by Director Ladner to approve the June 2009 Claims Docket w/additions, Director Smith seconded the motion; it was voted on and it carried unanimously.

Executive Director Pitolo pointed out to the Board that the Profit and Loss Statement indicated an over budget in different areas, this is due to FEMA expenses that are in the process of being reimbursed.

Request to Address the Board

Mr. Scott Walker of Geospatial Corporation presented to the Board their plans for an underground digital mapping program for the new infrastructures being installed and funded by the CDBG projects along the Gulf Coast. He explained that this is a ten million dollar project coast wide with two million dollars allocated to Hancock County and would be at no cost to the Authority.

After the presentation Mr. Walker requested the Board to contact MDEQ if they decided that the program would be something the Authority would be interested in utilizing.

Attorney Artigues advised the Board that if they should decide to utilize the program, the contract should specifically state that the Authority would not have to absorb any type of expense.

Board Action Items

1. Request for Cash

		HANCUA-01		
RFC#	23	W5E	Kiln Regional Water Supply	\$587,413.56
		List of Projects for HANCUA-02		
RFC#	9	W5	Kiln Regional Water Supply	\$425,349.47
RFC#	19	S5	Northern Regional (Kiln) WWTF and Transmission System	\$64,263.26
RFC#	20	S6	Kiln Wastewater Collection System	\$114,438.86
RFC#	21	S7	Bay St. Louis-Cedar Point and I-10 Wastewater System	\$8,351.25
RFC#	19	W6	Kiln Water Distribution System	\$329,439.46
RFC#	21	W7	Eastern Hancock County Regional Water Supply	\$7,822.50
RFC#	18	W9	Waveland-US 90 Water System Improvements	\$459,589.75
RFC#	19	PD1	Program Delivery	\$4,510.74
		List of Projects for HANCUA-03		
RFC#	19	S3	Western Regional (Pearlington-Port Bienville) WWTF	\$250,823.59
RFC#	19	S4	Pearlington Wastewater Collection System	\$93,873.28
RFC#	18	W3	Pearlington-Port Bienville Regional Water Supply System	\$243,923.01
RFC#	18	W4	Pearlington Water Distribution System	\$14,559.62
RFC#	22	W8	Hancock County Water and Sewer District Water Distribution	\$6,990.50
			Total Request	\$2,611,348.85

Motion was made by Director Ladner to approve the Request for Cash as presented in the

amounts as shown above, Director Hill seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to approve the request by The Creel Company to utilize the sub-contract services of Industrial Concrete, Inc., Fredericksburg, VA, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to approve Change Order No. 2008-03/03 to the W9 Project, Waveland Fire Loop project, to add additional quantity of 10" water line and radio read water meters, in the additive amount of \$110,022.83 contingent on approval of Board Attorney Artigues and MDEQ, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Hill to approve Change Order No. 2008-01/04 to the W4 Project, Pearlington Water Distribution project, to adjust quantities downward as a result of adding directional drilling in a previous contract modification, in the deductive amount of \$453,132.88 contingent on approval of Board Attorney Artigues and MDEQ, Director Pullman seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Ladner to table this item until a later date, Director Smith seconded the motion; it was voted on and it carried unanimously -- *Acceptance of the Substantial Completion Certificate for Work Order 2008-01/W3-01 as of June 23, 2009 for the Pearlington Water Supply System and to start the contractor's one (1) year warranty period*

Per Diem rates – Attorney Artigues to discuss – Attorney Artigues explained that the Authority Board didn't fall under the legislation allowing for Per Diem increases. Motion was made by Director Cleveland to spread on the minutes as per Attorney Artigues discussion the Per Diem rates will not increase, the rate will remain \$40.00 per attended meeting, and that Per Diem would be paid for each monthly meeting and workshop that is attended, and that recess meetings are an extension of a monthly meeting and therefore is not eligible for Per Diem, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Executive Director – David Pitalo

Certificate of Deposit Renewal – 4 total – Executive Director Pitalo informed the Board that there are four CDs up for renewal

Executive Director Pitalo requested the Board to review the Sewer Use Ordinance and be prepared to take action at the August Board meeting.

Motion was made by Director Cleveland to submit the application for the Wetlands 404 Permit to the Corp of Engineers pertaining to the Northern Regional WWTP, Attorney Artigues indicated that he has reviewed the application and recommends the Board proceed, Director Ladner seconded the motion, it was voted on and it carried unanimously.

Misc. Discussion: Director Pullman informed the Board that according to Mr. Tom Stockstill, interim Hancock County Road Maintenance Supervisor, all the replacement culverts, drainage ditches and ditch grades, in the Pearlington area, are not being put back correctly and will eventually have to be redone. Director Pullman recommended that all the Directors get a list of the contact person for each Engineering group, so any complaints can be referred to the correct person.

Mr. Nick Mignone of Compton Engineering requested that as complaints come in, that if possible, they find out if it is blue pipe (water) or green pipe (sewer), it will make it much easier to address the issues.

Director Ladner indicated that the Kiln Water and Fire Protection District are getting similar complaints.

Director Hill expressed concerned about contractors using excessive speed in their company vehicles. Mr. Bruce Newton assured the Board that they will work out any safety issues as they are made aware of them.

Director Pullman informed the Board of a meeting between the Hancock County Board of Supervisor and the U. S. Army Corps of Engineers concerning the levee system that is being proposed in Louisiana, and the negative impact such a levee system would have on the South Mississippi area in event of a serious storm. He explained that the Gulf Coast could be impacted as far as western Jackson County. Also, that the Hancock County Board of Supervisors will be sending a letter to the Corps opposing the levee system and will be asking all the cities along the Gulf Coast to also issue a letter expressing their opposition to the project.

Motion was made by Director Smith to issue a letter to the Corps and our congressional leaders expressing our opposition to the Louisiana Levee System, and will have each Board member sign the letter, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Old Business

None

New Business

None

Executive Session

Motion was made by Director Cleveland to consider going into executive session to discuss Project S6 land acquisition issues, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to go into executive session to discuss Project S6 land acquisition issues, Director Ladner seconded the motion; it was voted on and it carried unanimously.

Motion was made by Director Cleveland to leave executive session at 12:20 P.M., with no action taken, Director Ladner seconded the motion; it was voted on and it carried unanimously.

During executive session the Board had the opportunity to review on a per parcel basis a total of fifty-nine Waiver Valuations for Project S6 – Kiln Wastewater Collection System for the purpose of establishing a basis for making a fair market value offer pursuant to the waiver valuation procedure. After a full discussion, a motion was made by Director Ladner authorize Attorney Jack Pittman to proceed with the fair market value offers, based on said information, in the amounts indicated in each file on the parcels shown on the **attached eight pages, only after the issue of the Contract Modification for Project S6 in the additive amount of approximately three million dollars has been settled**, and to allow Attorneys Ronnie Artigues and Jack Pittman and Executive Director David Pitale to review, recommend and proceed with FMVOs as needed to avoid delays in the project, Director Smith seconded the motion and it carried unanimously.

Attached – Eight Pages of FMVOs


Executive Director Pitalo requested a recess/workshop meeting to be scheduled on July 21, 2009 at 9:00 A. M. to discuss various issues.

Motion was made by Director Cleveland to declare as an emergency, in order to keep the WWTP in compliance with the Environmental Protection Agency, the necessity to replace the former chlorination system and to utilize this system as the primary disinfectant system, the approximate cost will be \$75,000, and use the UV system as a back-up system, Director Hill seconded the motion; it was voted on and it carried unanimously.

Adjourn or Recess

Motion was made by Director Ladner to recess the meeting at 12:30 p.m., Director Cleveland seconded the motion; it was voted on and it carried unanimously.



Authority Board Chairman

Executive Director

HCUA Monthly Board Meeting, July 8, 2009, 2:00 P.M.

8 total parcels

approved

7/8/2009

59

total parcels

7/8/09

Hancock County Utility Authority S6			
Owner	Tax Parcel ID	Parcel No.	SF of Easement
Portier, R.F. & Connie J. Permanent Easement	065U-0-21-191.000	CE5111	3,100 +
Portier, R.F. & Connie J. Temporary Easement	065U-0-21-191.000	CE5111	3,100 +
Self, Jimmy C. & Linda R. Permanent Easement	065U-0-21-192.000	CE5112	3,090
Self, Jimmy C. & Linda R. Temporary Easement	065U-0-21-192.000	CE5112	3,090
Jacobs, Gladys P. Permanent Easement	068T-0-28-016.000	CE5268	1,100
Jacobs, Gladys P. Temporary Easement	068T-0-28-016.000	CE5268	1,100
Storey, Patty Darlene Permanent Easement	068T-0-28-017.000	CE5269	1,100
Storey, Patty Darlene Temporary Easement	068T-0-28-017.000	CE5269	1,100
Storey, Patty D. Permanent Easement	068T-0-28-018.000	CE5270	1,100
Storey, Patty D. Temporary Easement	068T-0-28-018.000	CE5270	1,100
Hynes, Angela Permanent Easement	068T-0-28-019.000	CE5271	1,100
Hynes, Angela Temporary Easement	068T-0-28-019.000	CE5271	1,100
Favre, Kathleen & McGuire, Abby Permanent Easement	068T-0-28-013.001	CE5272	3,200
Favre, Kathleen & McGuire, Abby Temporary Easement	068T-0-28-013.001	CE5272	3,200

Owner	Tax Parcel ID	Parcel No.	SF of Easement
Lee, Keith Permanent Easement	068T-0-28-034-000	CE5335	2,910
Lee, Keith Temporary Easement	068T-0-28-034-000	CE5335	2,910
Stogner, Carol K. & Lutz, Robert H. Permanent Easement	068T-0-28-035.000	CE5336	1,960
Stogner, Carol K. & Lutz, Robert H. Temporary Easement	068T-0-28-035.000	CE5336	1,960
Powers, Thomas Permanent Easement	068T-0-28-036.000	CE5337	1,960
Powers, Thomas Temporary Easement	068T-0-28-036.000	CE5337	1,960
Henley, Jeremy Permanent Easement	068T-0-28-037.000	CE5338	1,040
Henley, Jeremy Temporary Easement	068T-0-28-037.000	CE5338	1,040
Warren, Terry Lee, Jr. & Smith, Kara Permanent Easement	068T-0-28-038.000	CE5339	1,030
Warren, Terry Lee, Jr. & Smith, Kara Temporary Easement	068T-0-28-038.000	CE5339	1,030
Wheat, Harry & Sandra Permanent Easement	068T-028-039.000	CE5340	1,030
Wheat, Harry & Sandra Temporary Easement	068T-028-039.000	CE5340	1,030
Wheat, Harry & Sandra Permanent Easement	068T-0-28-040.000	CE5341	1,030
Wheat, Harry & Sandra Temporary Easement	068T-0-28-040.000	CE5341	1,030
Jacobs, Gladys P. Permanent Easement	068T-0-28-041.000	CE5342	1,030
Jacobs, Gladys P. Temporary Easement	068T-0-28-041.000	CE5342	1,030

Owner	Tax Parcel ID	Parcel No.	SF of Easement
Jacobs, Gladys P. Permanent Easement	068T-0-28-042.000	CE5343	1,030
Jacobs, Gladys P. Temporary Easement	068T-0-28-042.000	CE5343	1,030
Jacobs, Gladys P. Permanent Easement	068T-0-28-043.000	CE5344	1,030
Jacobs, Gladys P. Temporary Easement	068T-0-28-043.000	CE5344	1,030
Necaise, Julian C. & Anette S. Permanent Easement	068T-0-28-044.000	CE5345	1,030
Necaise, Julian C. & Anette S. Temporary Easement	068T-0-28-044.000	CE5345	1,030
Necaise, Julian C. & Anette S. Permanent Easement	068T-0-28-045.000	CE5346	1,030
Necaise, Julian C. & Anette S. Temporary Easement	068T-0-28-045.000	CE5346	1,030
Necaise, Julian C. & Anette S. Permanent Easement	068T-0-28-046.000	CE5347	1,030
Necaise, Julian C. & Anette S. Temporary Easement	068T-0-28-046.000	CE5347	1,030
Huston, Kimberlyann & Miller, Michael T. Permanent Easement	0650U-0-21-081.000	CE5348	4,180
Huston, Kimberlyann & Miller, Michael T. Temporary Easement	0650U-0-21-081.000	CE5348	4,180
Rhode, John Permanent Easement	065U-0-21-080.000	CE5349	3,140
Rhode, John Temporary Easement	065U-0-21-080.000	CE5349	3,140
McGuire, Gary & Susan Permanent Easement	065U-0-21-079.000	CE5350	1,050

Owner	Tax Parcel ID	Parcel No.	SF of Easement
McGuire, Gary & Susan Temporary Easement	065U-0-21-079.000	CE5350	1,050
Jacobs, Gladys P. Permanent Easement	065U-0-21-051.000	CE5351	1,050
Jacobs, Gladys P. Temporary Easement	065U-0-21-051.000	CE5351	1,050
Small, Al Permanent Easement	065U-0-21-038.000	CE5352	150
Small, Al Temporary Easement	065U-0-21-038.000	CE5352	150
Jacobs, Gladys P. Permanent Easement	065U-0-21-152.000	CE5353	1,050
Jacobs, Gladys P. Temporary Easement	065U-0-21-152.000	CE5353	1,050
Jacobs, Gladys P. Permanent Easement	065U-0-21-151.000	CE5354	1,050
Jacobs, Gladys P. Temporary Easement	065U-0-21-151.000	CE5354	1,050
Rodriguez, Rodney Joseph Permanent Easement	065U-0-21-170.000	CE5355	1,050
Rodriguez, Rodney Joseph Temporary Easement	065U-0-21-170.000	CE5355	1,050
Huckabee, Michael & Anita F. Permanent Easement	065U-0-21-123.000	CE5356	2,100
Huckabee, Michael & Anita F. Temporary Easement	065U-0-21-123.000	CE5356	2,100
Jacobs, Gladys P. Permanent Easement	065U-0-21-175.000	CE5357	1,050
Jacobs, Gladys P. Temporary Easement	065U-0-21-175.000	CE5357	1,050
Hill, Linda & William Permanent Easement	065U-0-21-176.000	CE5358	1,050
Hill, Linda & William Temporary Easement	065U-0-21-176.000	CE5358	1,050

Owner	Tax Parcel ID	Parcel No.	SF of Easement
Mauffray, Mary Permanent Easement	065U-0-21-177.000	CE5359	1,050
Mauffray, Mary Temporary Easement	065U-0-21-177.000	CE5359	1,050
Welch, Christopher Permanent Easement	065U-0-21-178.000	CE5360	1,050
Welch, Christopher Temporary Easement	065U-0-21-178.000	CE5360	1,050
Jacobs, Gladys P. Permanent Easement	065U-0-21-179.000	CE5361	1,050
Jacobs, Gladys P. Temporary Easement	065U-0-21-179.000	CE5361	1,050
Jacobs, Gladys P. Permanent Easement	065U-0-21-180.000	CE5362	1,050
Jacobs, Gladys P. Temporary Easement	065U-0-21-180.000	CE5362	1,050
Huston, Kimberlyann I. & Miller, Michael T. Permanent Easement	065U-0-21-181.000	CE5363	1,050
Huston, Kimberlyann I. & Miller, Michael T. Temporary Easement	065U-0-21-181.000	CE5363	1,050
Diette, Norman B., Jr. Permanent Easement	065U-0-21-182.000	CE5364	2,100
Diette, Norman B., Jr. Temporary Easement	065U-0-21-182.000	CE5364	2,100
Waller, Jo Ellen (Diette) Permanent Easement	065U-0-21-184.000	CE5365	1,050
Waller, Jo Ellen (Diette) Temporary Easement	065U-0-21-184.000	CE5365	1,050
Waller, Jo Ellen (Diette) Permanent Easement	065U-0-21-185.000	CE5366	1,050
Waller, Jo Ellen (Diette) Temporary Easement	065U-0-21-185.000	CE5366	1,050

Owner	Tax Parcel ID	Parcel No.	SF of Easement
Griswold, Thomas & Veronica Permanent Easement	065U-0-21-186.000	CE5367	1,050
Griswold, Thomas & Veronica Temporary Easement	065U-0-21-186.000	CE5367	1,050
Jacobs, Gladys P. Permanent Easement	065U-0-21-187.000	CE5368	1,050
Jacobs, Gladys P. Temporary Easement	065U-0-21-187.000	CE5368	1,050
Bailes, Margaret Permanent Easement	065U-0-21-188.000	CE5369	1,050
Bailes, Margaret Temporary Easement	065U-0-21-188.000	CE5369	1,050
Hunnicut, Glenda Permanent Easement	065U-0-21-189.000	CE5370	1,050
Hunnicut, Glenda Temporary Easement	065U-0-21-189.000	CE5370	1,050
Noble, Janice S. Permanent Easement	065U-0-21-189.000	CE5371	1,050
Noble, Janice S. Temporary Easement	065U-0-21-189.000	CE5371	1,050
Lacoste, Flora Sue Permanent Easement	065U-0-21-190.000	CE5372	1,050
Lacoste, Flora Sue Temporary Easement	065U-0-21-190.000	CE5372	1,050
Langston, Offord G. Permanent Easement	065U-0-21-193.001	CE5373	1,050
Langston, Offord G. Temporary Easement	065U-0-21-193.001	CE5373	1,050
Lenoir, Emanuel Jr. Permanent Easement	065U-0-21-125.000	CE5374	2,100
Lenoir, Emanuel Jr. Temporary Easement	065U-0-21-125.000	CE5374	2,100
Lenoir, Emanuel Jr. Permanent Easement	065U-0-21-193.000	CE5375	1,050

Owner	Tax Parcel ID	Parcel No.	SF of Easement
Lenoir, Emanuel Jr. Temporary Easement	065U-0-21-193.000	CE5375	1,050
Greco, Peter S. Permanent Easement	065U-0-21-194.000	CE5376	2,100
Greco, Peter S. Temporary Easement	065U-0-21-194.000	CE5376	2,100
McKnight, Frances M. Permanent Easement	065U-0-21-195.000	CE5377	1,050
McKnight, Frances M. Temporary Easement	065U-0-21-195.000	CE5377	1,050
Domecq-Olier, Janice & Hancock County Permanent Easement	065U-0-21-269.000	CE5378	3,150
Domecq-Olier, Janice & Hancock County Temporary Easement	065U-0-21-269.000	CE5378	3,150
Zwiefel, Michele Permanent Easement	065U-0-21-268.000	CE5379	2,180
Zwiefel, Michele Temporary Easement	065U-0-21-268.000	CE5379	2,180
Jacobs, Patricia Ann Permanent Easement	065U-0-21-267.000	CE5380	3,400
Jacobs, Patricia Ann Temporary Easement	065U-0-21-267.000	CE5380	3,400
Jacobs, Rhonda Marie Permanent Easement	065U-0-21-228.000	CE5382	1,100
Jacobs, Rhonda Marie Temporary Easement	065U-0-21-228.000	CE5382	1,100
Jacobs, Rhonda Marie Permanent Easement	065U-21-229.000	CE5383	1,130
Jacobs, Rhonda Marie Temporary Easement	065U-21-229.000	CE5383	1,130

Owner	Tax Parcel ID	Parcel No.	SF of Easement
Jacobs, Rhonda Marie Permanent Easement	065U-0-21-230.000	CE5384	1,130
Jacobs, Rhonda Marie Temporary Easement	065U-0-21-230.000	CE5384	1,130
Wall, Michael J. Permanent Easement	065U-0-21-231.000	CE5385	2,140
Wall, Michael J. Temporary Easement	065U-0-21-231.000	CE5385	2,140
Wall, Michael J. & Lara Joe Permanent Easement	065U-0-21-233.000	CE5386	1,040
Wall, Michael J. & Lara Joe Temporary Easement	065U-0-21-233.000	CE5386	1,040
Jacobs, Gladys P. & Sandoz, Richard C. Permanent Easement	065U-0-21-238.000	CE5387	7,390
Jacobs, Gladys P. & Sandoz, Richard C. Temporary Easement	065U-0-21-238.000	CE5387	7,390